G R S App ᵀ IX 4]

1941 - 42 ✓ Municipal

File No 79-41

*Previous References*

Serial Nos 19,445

*Later References*

# GENERAL AND REVENUE SECRETARIAT

*Serial Nos* 2

**Part B for** Sept 43

SUBJECT

Concession rates for excess water-charges - The Maharaja Basavanagudi High School Bangalore -

45) To The Secy National Education Society B'lore

L 3698 & 25/9/44

Directs to state that the request cannot be complied with

8/12/44

(6) 6161 / L 1

General and Revenue Secretariat — File No 79 of 1941–2 — [App F III—2

Serial No

From —

The secy The National Education Society Bangalore
No 451 dt 11th April 42

Requests that the Water Works Dept may be authorised to charge the National High School for excess water at the concession rate of eight annas (0-8-0) per thousand gallons allowed for charitable institutions.

The National High School is not a charitable institution but it is a public one. The Chief Engineer may perhaps be consulted in the matter. The Rules & Regs are not favourably inclined

16/4

The opinion of the Chief Engineer may perhaps be obtained readily in the matter

Law Secy 16/4/42

Hon 16/4/42

Forwarded unofficially with compliments to the Chief Engineer of Mysore for favour of opinion on the request of the Honorary Secy in the above letter

B O

for Secretary to Govt
16/4/42 Law Dept

GOVT LAW DEPT 3221 16 APR 1942 GOVT OF MYSORE

WD 2108 of 16/4/42

506

DATE 17-4-42

893

Sec

NOTE—Contn Sheet

WD 04155—GPB—55 000—23 10 41

PTO

File No 1112 of 194 | General and Revenue Secretariat

Serial No

¶ The institution is already enjoying many concessions and therefore it ~~must~~ should meet the excess water charges at Re 1/- per 1000 gallons

Offg Chief Engineer of Mysore

Secretary to Government, Law Department with compliments

W's/22-4

Hm 24 4 42

Draft reply put up

Dft reply is put up

Mr Parks put up a copy of the Bhadra water supply scheme

A copy of the Rules is put up

¶ The Hon'ble Secy of the National Education Society states that on a representation made to the Mysore, the relief Authorities were informed that because so many Concessions were already in operation, further ones could not be granted The Govt Council's letter, copy sent, does not however indicate the same reasoning

The C E's note at para 4 adopts

2nd para of P No 2

A

RC 652 - 1 Folio 23 4 42

SECY L 3466 2 7 12 2 GOVT O MYSORE

National High School, Bangalore
6161/1 Concession rate for Excess water Charges

General and Revenue Secretariat | File No 6161/1 of 194 | [App F III—2

Serial No

the same ground

(1) If, as contended by the School authorities the School has been exempted from Municipal taxes, on the ground of it being a Charitable Institution, the request for Concession rates for excess water Consumed on the same ground should a fortiori also be good

(2) The Municipal Laws of the latter two Cities cited some analogies It would be interesting to record how the H C C would meet the Contentions

(3) It seems desirable to Consult the H C C as from Govt

(4) If approved, an enquiry will be made of the H C C, Observatory & Maharashtra Medical College are given Concession in the matter of charging water rate only & whether the same Concession may not be shown to the National High School also

Law Secy ) 16/5/62
15) Yes

16/5/62

WD 04166—GIB—55 (3)—23 1[illegible]

NOTE—Contn Sheet

SECY LAW DEPT 4309 17 AP 62 2 GOV- OF MYSORE

6161 ∫ 1126

4

Title No 79 National High School – Concession Rate for excess water charges of 1941

General and Revenue Secretariat

Serial No

17) Sent with a draft letter for approval
LWB 19/5

18) For perusal before mtg
Lawrence Lt
[illegible]

SECY L W DEPT 4554 20 MAY 1942 GOVT MADRAS

CWS 20-5-42

Time
[illegible]

To the Mil Commr, Bcy, the Pdt
No L 11109 Dy 21/5/42
Enquires whether the concession asked for may be granted etc.
Letter No A3 1532/40-41 Dy 12.8.43 from the Mil Commr, Bcy stating that the Mil Bd have resolved to the effect that the concession asked for cannot be granted

Sent LWB 23/5

If Sent for perusal of appeal, the Secy of the National Education Society will be informed of the resolution of the Mil Bd

LWB 21/8/43

19) Neither the Minister nor the Chief Engineer is in favour of showing any concession in this respect to the institutions of appeal, the secy of the Society will be informed accordingly.
Lawrence Lt
[illegible]

20) May be suspended accordingly as the Municipal Council & the C.E. are not willing to show the concession

Mun. L-SG

Cur 23-8-43

21) Cur 10-9-43 Cur 20-9-43

22) S/S reply please Cur 21-9-43

OFFICE OF THE MINISTER FOR L S G & P H Dat 24 8 43 N 1557

23) Advise with a draft letter for appl. Cur 21-9-43

GEN 2 Nov 43

45 To The Hony Secy The National Edn Society, Bgre No L 3698 Dy 25-9-43 States that Govt regret that the request cannot be complied with

To The Mil Comm, Bore ~~thro Pol~~ The Chief Engineer of Mysore, Bgre No L 3699-700 Dy 25-9-43 Forwards a copy of the above.

Letter No 299 Dy 23-9-43 from the Secy, the National Education Society of Mysore, Bgre requesting early orders on his reference Praying

for charging concessional rate for the water supplied to the National High School Bolie

Subd :- After consulting the ml Comm & the Chief Engineer of Mysore, P.W.D the secy was informed in this office letter NO L 3698/ml 79-41-45 dt 25-9-43 that his request cannot be complied with.

25) The present letter is only a reminder NO action appears to be necessary

Subd for orders

27/9 26) A reply declining the prayer has been already sent to the secretary of the National Education Society on the 25th Sept 1943 NO action appears called for on the present application

Law Sec) Law 27 9 43

Acc 26-9-43 Law

SECT L DEPT 3433 28 SEP '43 GOVT OF MYSORE

B 28/9 Jal

61611

The National High School

Bangalore Dated 11th April, 1942

No 457
11.4.1942

Re 79-41-19

15 APR 1942

From

THE HON SECRETARY
THE NATIONAL EDUCATION SOCIETY OF MYSORE
BANGALORE CITY

To

The Secretary,
To the Government of Mysore, Law Department,
Bangalore

Sir

I am directed to request that the National High School, Basavanagudi, be recognized as a charitable Institution and charged for excess water consumed at the concession rate of annas eight per 1000 gallons prescribed in clause 80 of the Rules for the Regulation of water supply in the Bangalore City

When the water supply connection at the School was metered, the Water Works Department demanded payment for excess water charges at Rupee one per 1000 gallons as for ordinary connections When it was represented that the National High School might be charged at the concession rate of eight annas per 1000 gallons like similar institutions in the City, it was stated that the concession should be sanctioned by the Municipality On a representation made to the Municipality accordingly, the School authorities have been informed that the School having been granted exemption from all Municipal Taxes on the building, no further concession could be granted.

I am to represent that the National High School is an institution maintained from public charity which alone supplements the income from tuition fees and grant-in-aid Besides the High School with a Primary & Middle School Department there is a free boarding home attached to the School and the School premises are used for holding several public meetings in the locality The School has been exempted from payment

PTO

of Municipal Taxes in view of its being a charitable Institution according to the Municipal Rules Similar Institutions like The Mahilasevasamaj, The Maharastra Mahila Vidyalaya, it is understood, are charged at the concession rate I am to state that the National High School in consideration of the services it has been doing in the southern extention of Bangalore eminently deserves to be recognized as a charitable Institution I am to request in conclusion that the Water Works Department may be authorized to charge the National High School for excess water at the concession rate of eight annas per thousand gallons allowed for charitable institutions

I am to enclose for reference a copy of this office letter No 174 dated 17-10-41 to the Municipal President and the Municipal Commissioner's reply No A3 1534/40-41 of 17-1-1942

I have the honour to be,
Sir,
Your most obedient servant,

Hon Secretary

Encl 2 Copies
B N

D O No 347/- Dated 24th Jan 1942

9

From

K S Krishna Iyer, Esq , B A ,
Secretary,
The National Education Society of Mysore,
The National High School, Bangalore

To

Abdul Aziz Khan, Esq , B A ,
Municipal Commissioner,
City Municipality,
Bangalore

Dear Sir,

I am in receipt of your letter No A 3 1534/40-41 dated 17th Jan 1942 in reply to our letter No 9/41-42 dated 14-6-1941

Your letter expresses inability to grant additional water facilities to the School, but the other request to declare our Institution deserving of concessions allowed to educational institutions is ignored According to the Regulation Educational Institutions, should be charged only 8 annas per every 1000 gallons consumed over and above the minimum sanctioned As can be seen from the bills sent back to you they have charged ~~and they have been charging~~ at the rate of one rupee per 1000 gallons This was brought to your notice in our letter No 487 to the Superintendent

PTO

Chamarajendra Water Works, a copy of which was sent to you along with our letter mentioned above(para 3)

The National Education Society is a registered body under the charitable endowment act and it is running the National High School for a public purpose On the strength of your previous recommendation it enjoys exemption from payment of Income-tax and concession in electric rates

Please therefore communicate to the Chamarajendra Water Supply Department to allow us the permissible concession in water rate and to send us a bill making the necessary alterations from the very beginning

Yours faithfully,
(sd) K S Krishna Iyer
Secretary

41

D O A 3 1532/40-41

OFFICE OF THE MUNICIPAL COMMISSIONER,
Dated Bangalore 3rd Feb 1942

Dear Sir,

With reference to your letter No 347 dated 24th January 1942 requesting that the excess water consumed over the prescribed free allowance may be charged at a concessional rate of 8 annas per 1000 gallons, the School being an educational institution, I very much regret to inform you that rules do not permit the grant of such a concession

Yours faithfully,

(sd) Madhava Rao

for Municipal Commissioner

The Secretary,
The National Education Society,
Basavanagudi, Bangalore City

174 From

The Secretary,
The National Education Society of Mysore,
Bangalore City

To

W H Hanumanthappa, Esq ,
Municipal President,
Bangalore City Municipality,
Bangalore

Dear Sir,

I enclose herein a bill for Rs 685-8-0 that we have received from the Water Supply Department From that you will see that we haven been allowed 10,000 gallons per month plus 4,500 gallons probably for the flush outs And also you will observe therefrom that they have charged at the rate of Re 1/- for every 1000 gallons consumed over and above, the free allowance In this connection, permit me to draw your kind attention to letter No 487 dated 7/9-12-1940 addressed Mr M L Narasimha Iyengar and letter No 9 of 41-42 dated 14-6-1941 addressed to the then Municipal Commissioner copies of which are sent enclosed, for your reference

Ours is an educational institution and as such it seems to be reasonable to expect to be granted a free supply of water There are nearly a 1000 students in the institution Further we are maintaining a free hostel where we give boarding and lodging to six boys and boarding only to an additional 15 boys We run a canteen also which is taken advantage of by over 100 boys during the mid-day These facts may kindly be borne in mind when our case is brought up for discussion Please treat this matter as urgent, since the Water Works Department is pressing us for - payment

I remain,
Yours in service,
(sd) K S Krishna Iyer
Secretary

B N

"True Copy"

11.4.1942

12

Appendix F G—1]

SUBJECT .. .. ... ..... .... .. .. .. .. ... .. ..... ... ..... ..... .. .... ..... ..... .. ..... ... ... ..... .. ..... ..... .. .. ... ..... .. .. .. .... ... ..... ... .... .. .... ..... .. ..... ... ... ....

Section

File No.

Serial No.

*Diary No of letter replied to* .. ..

No L 11109

To The Secretary, Bombay Presidency Water Supply,

General and Revenue Secretariat

( )

*the* *19*

Date of issue .. 21/5/42 ..

Signed by .. [illegible] ..

with reference to your D.O. letter No A 3 1532/40-41 dt 3-2-42 addressed to the Secretary to the National Educational Society, Bombay declining to sanction the concession of charging at a concessional rate of annas eight per 1000 gallons for the excess water consumed over the prescribed free allowance of water used in the National

List of enclosures .. .. ..

Copied by .. .. .. ..

Examined by .. .. .. ..

High school, I am directed to
state that it is understood
that the Mahilasevasamaj & the
Maharashtra Mahila Vidyalaya
in the case are allowed the Concession
of paying the water charges
at a Concessional rate and to
enquire whether it is a fact &
if so, whether the said Concession
may not be shown to the
institution in question on
the same analogy.
It is also stated that the
National Education Society
is a registered body under the
Charitable Endowments Act
and it is running the National
High school for a public Purpose
The National High school is
an institution maintained
from public charity which
alone supplements the income

G R. S. App F G 3

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

from tution fees and Grant-in-aid Besides the High School with a Primary & Middle School Dept, there is a free boarding home attached to the school and the school premises are used for holding several public meetings in the locality. The school has been exempted from payment of Income Taxes in view of its being a charitable institution according to the Income Tax Rules

In these circumstances I am to enquire whether the Institution may be treated as a charitable one for the Concession asked for by the Institution Government may be granted

Yours obedt servt

Secretary to Govt

To The Secretary

RD 0282—GPB 22,500—14-3 38

16

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 11109 Dated Bangalore 21.5.42

FROM

*The Secretary to the Government of His Highness the Maharaja of Mysore*
Law Department

To

The Municipal Commissioner,
Bangalore City, through the
President, City Municipal Council,
Bangalore

Sir,

With reference to your D O letter No 3 1532/40-41 dated 3-2-1942, addressed to the Secretary to the National Fducational ociety, Bamgalore City declining to sanction the concession of charging at a concessional rate of annas eight per 1000 gallons for the excess water consumed over the prescribed free allowance of water used in the National High School, I am directed to state that it is understood that the Mahilasevasamaj and the Maharashtra Mahila Vidyalaya in the City are allowed the concession of paying the water charges at a concessional rate and to enquire whether it is a fact and if so, whether the said concession may not be shown to the institution in question on the same analogy It is also stated that the National Fducation ociety is a registered body under the charitable Fndowments Act and it is running the ational High chool for a public purpose The ational High chool is an institution maintained from public charity which alone supplements the income from tution fees and grant-in-aid Pesides the High School with a Primary and iddle chool Department, there is a free boarding home attached to the school and the school premises are used for holding several public meetings in the locality The school has been exempted from payment of municipal taxes in view of its being a charitable institution according to the unicipal Rules

In these circumstances, I am to enquire whether the institution may not be treated as a charitable one and the concession asked for by the institution granted

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to Government,
Law Department.

K. .R 2.

1026/L 17

BANGALORE CITY MUNICIPALITY.

No. A3-1532/40-41 Municipal Offices,
Encl: one Bangalore, 12th August '43.

From

P. SUBBARAYANA CHETTI, ESQ., B.A., LL.B.,
Municipal Commissioner,
BANGALORE CITY.

To

C. NARAYANASWAMY NAIDU, ESQ., B.A., B.L.,
Secretary to Government of His Highness the
Maharaja of Mysore, Law Department,
BANGALORE.

Sir,

With reference to your letter No L 11109/21-5-1942 - regarding grant of concession rate for excess water consumed by the National High School, Bangalore, treating it as a charitable Institution, I have the honour to enclose herein a copy of the resolution of the Municipal Council dated 30-6-1943 declining to sanction the concession asked for

2 In the case of Maharastra Mahila Vidyalava, it was recognised as a charitable institution, before the modification of Rule 80 of the Rules for the regulation of Water Supply in Bangalore, as per order No L 8034/11 86-40-10 dated 10-5-1941 Mahila Seva Samaj was not granted concession regarding water charges as it was not considered a charitable institution The National High School comes under Rule 78 of the above rules, whereby excess water will have to be charged for, as per Rule 45 of the same rules

3 The Executive Engineer, Water Supply Division, in his letter No 1521 dated 26-6-1943, to the Chief Engineer, has reported that there are arrears of charges due from the School to the - extent of Rs 703/-

I have the honour to be,
Sir,
Your most obedient servant

Forwarded with compliments

V K Ramachandra Iyer

President Muni Council,
Bangalore City

P. Subbarayana Setty

Municipal Commissioner

18

PROCEEDINGS OF THE MEETING OF [redacted] DATED 30th [redacted] 1943.

1 Defd Sub No 34 dated 24-5-1943) Opinion of the Managing Commissioner dated [redacted] that it is not possible to give any more concession as the rules do not permit and the finances of the Municipality do not permit also, in respect of water concession to the National High School

Resolution - Approved.

Sd V K Govindarajulu

Hon President

---

'Copy"

Municipal Commissioner

mlt

Proceedings of the Special General Meeting of the City Municipal Council, Bangalore held on Wednesday the 30th June 1943 at 5 P.M. in the Council Chambers of the City Municipal Offices, Bangalore City

---

Present

V.K. Govindarajulu, Esq., M.A., B.L., (now President)

| Councillors. | Councillors. |
|---|---|
| 1. R. Subbanna | 7. B.L. Garuv Reddy, B.A., LL.B. |
| 2. T.L. Gargoji Rao | 8. P.C. Thimiah, B.A., |
| 3. Ramlal Tiwari | 9. C. Krishna Rao |
| 4. T. Gangadharaswamy | 10. M.L. Narayanaiengar, B.A., B.L. |
| 5. B.S. Shankarappa Chetty | 11. L. Krishnaswamy Pillay |
| 6. K.J. Ramaswamy, B.A., | 12. V. Chikkayellappa |

Absent

| Councillors | Councillors |
|---|---|
| 1. L.H. Hanumanthappa | 9. L. Ganga Chetty |
| 2. L.A. Raju, B.A. (Hon) B.L. | 10. K. Shamraja Iyengar, B.A. |
| 3. V. Venkataramanappa | 11. C.L. Narasinga Rao, B.A., B.L. |
| 4. G. Ranganna | 12. M.A. Gopalaswamy Iyengar, M.A., B.L. |
| 5. A. Hanumanthaiya, B.A. LL.B. | 13. B. Subbiah, B.Sc., LL.B. |
| 6. V. Venkataswamy Chetty | 14. Rota Ramakrishniah Chetty |
| 7. Mohamed Ghouse | 15. A.A. Basith |
| 8. Mirza Azeezulla Baig | 16. H.B. Mohamad Khan. |
| | 17. Dr. [illegible] Koyan, M.D. |

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2D

Appendix F G —1]

SUBJECT

Section ml
File No 79 - 41
Serial No 45

*Diary No of letter replied to*

General and Revenue Secretariat

( )

*the* *194*

Date of issue 25/5

Signed by

No L3698

To Hon
The Secy,
the National Education Society
Bang

Sir,

With reference to your letter NO 451 Dt 11-4-42 re the levy of charges at the Concessional rate for excess water Consumed by the national High School bearing the name of a Charitable institute Bangalore, I am directed to state that the Bangalore Wg ml el and the Chief Engineer who were consulted in the matter are not in favour of granting the Concession asked for as the institution does

...y amount of Rs 10 for 1000 gallons of the

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

not fall The category of
Charitable institutions according to
the rules & that therefore The Govt regret
that the request cannot be
complied with

I have etc
for
Asst Secy to Govt
WR 21/9 Law Deptt

Memo no L3699-100 dy 25/9
Copy of the above is forwarded
with compliments to (1) the Secy Govt
Bengal, and (2) the Chief Engineer for
information

By order
for
Asst Secy to Govt
WR 21/9 Law Deptt

21

NATIONAL EDUCATION SOCIETY OF MYSORE
NATIONAL HIGH SCHOOL
BASAVANGUDI BANGALORE CITY

No 299 (Confdl)

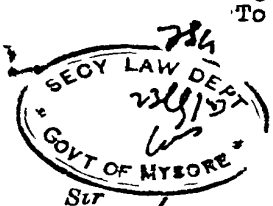
Date 23-9 1943.

From

THE SECRETARY
THE NATIONAL EDUCATION SOCIETY OF MYSORE
BASAVANGUDI P O BANGALORE CITY

To

The Secretary,
To the Government of Mysore, Law Department,
BANGALORE




Sir

I am directed to invite kind reference to my letter No 451 dated 11th April 1942 requesting for reasons mentioned therein, that the National High School may be recognized as a charitable institution for purposes of clause 80 of the rules for the regulation of water supply in the Bangalore City A copy of the letter is also enclosed for ready reference It is understood that similar educational institutions in the neighbourhood are treated as charitable institutions and charged for excess water consumed at 8 annas per 1000 gallons, while the National High School has been char ed at Re 1/- per 1000 gallons It is well known that the National High School is supported by public charity It has a free boarding home and canteen for poor boys in the same compound I am to submit therefore that the claim of the National High School to be classed as a charitable institution is very strong and to request that the claim may be viewed with sympathy and allowed

The annual excess consumption of water exceeds 300,000 gallons and is nearly 400,000 gallons, and the charge therefore at Re 1/- will be Rs 400/- a year on the average At the concession rate it will be half this amount and the difference of Rs 200/- per year is no small amount in respect of the finance of the school

The School connection was retered in December 1939 and the dues from that date to the end of the last quarter at the rate of eight annas per 1000 gallons have been paid, against the demand made from time to time at Re 1/- per 1000 gallons The balance of dues now

22

shown as outstanding is Rs 671-8-0, the payment of which has been delayed pending orders on the representation under reference. Since the Department has been pressing for payment, I am directed to request the favour of early orders sanctioning our prayer.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY

93

NATIONAL EDUCATION SOCIETY OF MYSORE
NATIONAL HIGH SCHOOL
BASAVANGUDI BANGALORE CITY

No 451

Date 11-4-1942

*From*

THE SECRETARY
THE NATIONAL EDUCATION SOCIETY OF MYSORE
BASAVANGUDI P O BANGALORE CITY

*To*

The Secretary,
To the Government of Mysore, Law Department,
BANGALORE

*Sir*

I am directed to request that the National High School, Basavanagudi be recognised as a charitable Institution and charged for excess water consumed at the concession rate of annas eight per 1000 gallons prescribed in clause 80 of the Rules for the Regulation of water supply in the Bangalore City

When the water supply connection at the school was metered, the Water Works Department demanded payment for excess water charge at Re one per 1000 gallons as for ordinary connections When it was represented that the National High School might be charged at the concession rate of eight annas per 1000 gallons like similar institutions in the City, it was stated that the conecssion should be sanctioned by the Municipality On a representation made to the Municipality accordingly, the School authorities have been informed that the School having been granted exemption from all Municipal Taxes on the building, no further concession could be granted

I am to represent that the National High School is an institution maintained from public charity which alone supplements the income from tuition fees and grantein-aid Besides the High School with a Primary & Middle School Department there is a free boarding home attached to the School and the School premises are used for holding several public meetings in the locality The School has been exempted from payment of Municipal Taxes in view of its being a charitable institution according to the Municipal Rules Similar institutions like the Mahilasevasamaj, the Maharastra Mahila Vidyalaya, it is understood, are charged at the

concession rate I am to state that the National High School in consideration of the services it has been doing in the southern extension of Bangalore eminently deserves to be recognized as a charitable institution I am to request in conclusion that the Water Works Department may be authorized to charge the National High School for excess water at the concession rate of eight annas per thousand gallons allowed for charitable institutions

I am to enclose for reference a copy of this office letter No 174 dated 17-10-41 to the Municipal President and the Municipal Commissioner's reply No A3 1534/40-41 of 17-1-1942

I have the honour to be,
Sir,
Your most obedient servant,
(sd) V Gopalaswami
Hon Secretary

Copy
22-9-43